

ASSEMBLY BILL NO. 186—COMMITTEE ON TRANSPORTATION

(ON BEHALF OF DEPARTMENT OF MOTOR VEHICLES
AND PUBLIC SAFETY)

FEBRUARY 10, 1999

Referred to Committee on Transportation

SUMMARY—Revises requirements for licensure as operator of or instructor for school for training drivers. (BDR 43-747)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

AN ACT relating to driver education; revising provisions governing the requirements for licensure as an operator of or instructor for a school for training drivers; requiring applicants for licensure as operators of or instructors for schools for training drivers to submit their fingerprints for processing by the Federal Bureau of Investigation; abolishing the requirement that such persons hold a driving instructor's certificate issued by the state department of education; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 483.710 is hereby amended to read as follows:
- 2 483.710 An applicant for a license to operate a school for training
- 3 drivers must:
- 4 1. Be of good moral character ~~[H]~~, ***as determined in accordance with***
- 5 ***criteria set forth in regulations adopted by the department.***
- 6 2. Maintain an established place of business open to the public which
- 7 is not within 200 feet of any building used by the department as an office.
- 8 3. Have the equipment necessary to give proper instruction in the
- 9 operation of motor vehicles.
- 10 4. Be 21 years of age or older.
- 11 5. ~~[Hold a valid driving instructor's certificate issued by the state~~
- 12 ~~department of education in accordance with regulations prescribed by the~~

~~state board of education governing the qualifications of instructors in privately owned schools for training drivers.}~~ *For initial licensure, submit with his application a complete set of his fingerprints and written permission authorizing the department to forward those fingerprints to the central repository for Nevada records of criminal history for submission to the Federal Bureau of Investigation for its report.*

6. *Submit a fee for the processing of fingerprints submitted pursuant to subsection 5. The department shall establish by regulation the fee for processing fingerprints. The fee must not exceed the sum of the amounts charged by the central repository for Nevada records of criminal history and the Federal Bureau of Investigation for processing the fingerprints.*

7. File with the department a surety bond in the amount of \$10,000 to the department, executed by the applicant as principal with a corporation authorized to transact surety business in this state as surety. The bond must be continuous in form and conditioned that the operator conduct the business of the school as an instructional institution without fraud or fraudulent representation. Upon application by an operator, the department may reduce the amount of the bond required to an amount not less than \$5,000 if the operator has satisfactorily conducted his school for the 5 years immediately preceding the application for reduction.

Sec. 2. NRS 483.720 is hereby amended to read as follows:

483.720 An applicant for a license as an instructor for a school for training drivers must:

1. Be of good moral character ~~{;}~~, *as determined in accordance with criteria set forth in regulations adopted by the department;*

2. Pass such examination as the department may require on traffic laws, safe driving practices and operation of motor vehicles;

3. Be physically able to operate a motor vehicle safely and train others in the operation of motor vehicles;

4. Hold a valid Nevada driver's license;

5. Be 21 years of age or older; ~~and~~

~~6. Hold a valid driving instructor's certificate issued by the state department of education in accordance with regulations prescribed by the state board of education governing the qualifications of instructors in privately owned schools for training drivers.}~~

6. *For initial licensure, submit with his application a complete set of his fingerprints and written permission authorizing the department to forward those fingerprints to the central repository for Nevada records of criminal history for submission to the Federal Bureau of Investigation for its report; and*

1 ***7. Submit a fee for the processing of fingerprints submitted pursuant***
2 ***to subsection 6. The department shall establish by regulation the fee for***
3 ***processing fingerprints. The fee must not exceed the sum of the amounts***
4 ***charged by the central repository for Nevada records of criminal history***
5 ***and the Federal Bureau of Investigation for processing the fingerprints.***

6 **Sec. 3.** This act becomes effective upon passage and approval.

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